

HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.8459 of 2007

Dated:23.04.2007

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Between:

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Mohd.Mohteshamuddin.

...Petitioner.

and

The Assistant Engineer and another.

...Respondents

HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.8459 of 2007

ORDER:

The petitioner is the tenant in respect of premises, bearing No.1-9-1122/13/3/C/1&2, VST Road, Vidyanagar, Hyderabad. The premises are provided with four separate service connections. The power supply was disconnected about two years back. The petitioner challenges the action of the respondents in disconnecting the power supply. He states that the landlord of the premises filed O.S.No.781 of 2005 against him in the Court of X Junior Civil Judge, City Civil Court, Hyderabad, and even though there did not exist any orders from that Court, the power supply was disconnected. He claims to have made a representation, dated 09.04.2007, for restoration of power supply and complains that no action has been taken thereon.

Heard learned counsel for the petitioner and learned Standing Counsel for the respondents.

Admittedly, the supply connections are not in the name of the petitioner. The dispute as to the lease between himself and the landlord is pending in the Court of X Junior Civil Judge, City Civil Court, Hyderabad. Power supply happens to be one of the important amenities under any lease. In case it is disrupted at the instance of the landlord without any basis, the petitioner can file an application before the trial Court for necessary directions.

Hence, the Writ Petition is disposed of, leaving it open to the petitioner to work out his remedies by filing an application in the pending suit, being O.S.No.781 of 2005, on the file of the X Junior Civil Judge, City Civil Court, Hyderabad. There shall be no order as to costs.

Dt.23.04.2007

L.NARASIMHA REDDY, J

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GJ